

RECEIVED
CENTRAL FAX CENTER

MAR 03 2004

Quarles & Brady LLP411 East Wisconsin Avenue
Milwaukee, Wisconsin
53202
414/277-5000
FAX 414/271-3552
414/277-5591Attorneys at Law in
Milwaukee and Madison, Wisconsin
Naples and Boca Raton, Florida
Phoenix and Tucson, Arizona
Chicago, Illinois (Quarles & Brady LLC)

OFFICIAL

FAX TRANSMITTAL COVER SHEET

To: Examiner Jane J. Rhee
USPTO**FAX:** 1-703-872-9306**Phone:** 1-571-272-1499**From:** JOHN D. FRANZINI**Phone:** 414-277-5747**FAX:** 414-978-8747**Number of Pages (including cover sheet):** 03**Date & Time Faxed:** Thursday, February 26, 2004 3:11:58 PM**Message:**

Response for USSN 09/970,316 is attached.

THE INFORMATION CONTAINED IN THIS MESSAGE IS PERSONAL AND CONFIDENTIAL
FOR THE RECIPIENT(S) NAMED ABOVE.

IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR,
PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND
RETURN THIS MESSAGE TO US BY MAIL. THANK YOU.

IN CASE OF ANY TRANSMISSION PROBLEM,
CALL (414) 277-5595 EXCEPT AFTER 5:30 PM CENTRAL TIME, CALL (414) 277-5404

PATENT

I hereby certify that this correspondence is being transmitted by facsimile to fax no. 703-872-9306 on the date stated below.
Date of Signature



and Deposit: February 26, 2004

John D. Franzini, Reg. No. 31,356

RECEIVED
CENTRAL FAX CENTER

MAR 03 2004

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Steven D. Day, *et al.*
Application No.: 09/970,316
Filing Date: October 3, 2001
Title: BELLOWS WITH MOLDED PANELS
Group Art No: 1772
Examiner: Jane J. Rhee
Confirmation No.: 1889
Atty. Docket No.: 100075.90292

RESPONSE TO OFFICE ACTION OF 10/03/03

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner and the undersigned had additional telephone interviews for this case on February 26, 2004. In those interviews, the Examiner stated that the reply filed January 27, 2004 was not deemed sufficient as it was not a reply to the prior office action of 10/03/03. It is respectfully submitted that in the prior interviews the Examiner and the undersigned established that neither of the Milani, et al. or Hennig references disclosed a bellows as claimed. It was determined that the Examiner, at the time she issued the final office action, understood "bellows" as including any pleated panel, but that as a result of the interviews she has come to understand "bellows" as a structure closed with pleated walls on its sides to permit expansion and contraction while maintaining the sides closed. It was determined and agreed in the interview that the prior art of record would not support the rejections as none of the relied upon references disclose or suggest a bellows as claimed, in view of the meaning of "bellows", and that an additional search would be needed. The Examiner requested that the paper filed January 27, 2004 be submitted to permit the withdrawal of the finality of the office action. It is respectfully requested that the January 27, 2004 submission be regarded as a request to

QBMKE\5527731.2

U.S. Patent Application Serial No. 09/970,316
Art Unit: 1772
Page 2 of 2

withdraw finality of the office action, and that such finality be withdrawn, and a new action allowing the claims be issued.

No fees are believed due for filing this response, but if any additional fees are due, please charge them to deposit account no. 17-0055.

Respectfully submitted,

STEVEN D. DAY, *et al.*



By: _____

John D. Franzini
Reg. No. 31,356
Attorney for Applicants
Quarles & Brady LLP
411 East Wisconsin Avenue
Milwaukee, WI 53202
(414) 277-5747